

Message Text

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12
ORIGIN EB-07

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DRAFTED BY EB/ITP/EWT:SSGOODMAN:JCM

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FM SECSTATE WASHDC

TO AMEMBASSY JAKARTA

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STADIS//////////

E.O. 11652: N/A

TAGS: PFOR, ETRD, ENRG, IB, VN

SUBJECT: INDONESIAN TRANSACTIONS WITH VIET-NAM

REF: JAKARTA 9913

1. U.S. EXPORT ADMINISTRATION REGULATIONS ISSUED BY THE
DEPARTMENT OF COMMERCE REQUIRE A COMMERCE AUTHORIZATION FOR
THE REEXPORT TO VIET-NAM OF U.S. ORIGIN TECHNICAL DATA
(I.E. PETROLEUM PROCESSES), U.S. ORIGIN EQUIPMENT
AND FOREIGN EQUIPMENT CONTAINING U.S. COMPONENTS.
PRODUCTS MANUFACTURED ABROAD FROM U.S. TECHNICAL DATA
MAY BE EXPORTED TO VIET-NAM WITHOUT U.S. AUTHORIZATION
IF THAT PRODUCT COULD BE EXPORTED DIRECTLY FROM THE U.S.
TO USSR, EASTERN EUROPE AND PRC UNDER GENERAL LICENSE -
I.E. WITHOUT INDIVIDUAL U.S. GOVERNMENT AUTHORIZATION.

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2. IN THE PAST IT HAS NOT BEEN U.S. GOVERNMENT POLICY TO

AUTHORIZE REEXPORT OF U.S. ORIGIN TECHNICAL DATA, U.S.
ORIGIN EQUIPMENT AND THE USE OF U.S. COMPONENTS IN THIRD
COUNTRY EXPORTS TO VIET-NAM.

3. UNLICENSED TRANSACTIONS WITH VIET-NAM BY U.S.
SUBSIDIARIES OR PERSONS SUBJECT TO THE JURISDICTION
OF THE UNITED STATES WOULD BE PROHIBITED UNDER THE
TREASURY'S FOREIGN ASSETS CONTROL REGULATIONS. COMMERCE
AND TREASURY LICENSES ARE ISSUED ONLY IN RESPONSE TO
SPECIFIC PROPOSALS AND ARE CONSIDERED ON A CASE-BY-CASE
BASIS.

4. THE ABOVE IS FOR EMBASSY INFORMATION. WE ASSUME THAT
GOI THINKING ON THIS SUBJECT IS NOT FAR ADVANCED AND NO
SPECIFIC PROPOSAL FOR TECHNICAL ASSISTANCE TO VIETNAMESE
IS CURRENTLY UNDER CONSIDERATION. ANY SUCH PROPOSAL,
HOWEVER, SHOULD BE REPORTED PREFERABLY WITHOUT STADIS
LIMITATION TO PERMIT NECESSARY INTERDEPARTMENTAL COORDI-
NATION OF RESPONSE.

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